GOVERNMENT OF INDIA
HOME AFFAIRS
LOK SABHA

UNSTARRED QUESTION NO:2744
ANSWERED ON:10.05.2016
Pending Bills
Premachandran Shri N.K.

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether the Union Government has received several Bills from various States for approval including the Plachimada Coca-cola Victims Relief and Compensation Claims Special Tribunal Bill;

(b) if so, the names of the Bills received along with those approved and pending with the Union Government including the reasons for pendency during each of the last three years and the current year, State-wise including Kerala;

(c) whether the Coca-Cola company has filed objection before the Union Government against giving approval to the Plachimada Coca-cola Victims Relief and Compensation Claims Special Tribunal Bill;

(d) if so, the details thereof and the action taken by the Government in this regard; and

(e) the time by which the pending Bills are likely to be approved?

Answer

MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS
(SHRI HARIBHAI PARATHIBHAI CHAUDHARY)

(a) : Yes, Madam.

(b) : The details of the Bills as received from the State Governments (under Article 200 read with article 254(2) of the Constitution of India)
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for the consideration and assent of the President of India under Article 201 of the Constitution of India during last three years (2013, 2014, 2015) and the current year, State-wise, and the status of each Bill are provided in the Annexure. The Plachimada Coca-cola Victims Relief and Compensation Claims Special Tribunal Bill, 2011 was received in 2011.

(c) & (d) : As per records, the Coca Cola India Pvt. Ltd. made certain submission with respect to "The Plachimada Coca-cola Victims Relief and Compensation Claims Special Tribunal Bill, 2011", as received from the State Government of Kerala. The said Bill was duly examined as per procedure in consultation with various Central Ministries/Departments concerned and also from the legal and Constitutional angle. The Hon'ble President withheld his assent from the Bill on 20.11.2015 and the same was conveyed to the State Government on 27.11.2015.
(e) : The State Legislations are examined by the Ministry in consultation with the Central Ministries/Departments concerned from three angles viz. repugnancy with Central laws, deviation from National or Central Policy and legal & Constitutional validity.

Whenever necessary, the State Governments are advised to
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modify/amend provisions of such Legislations/Bills keeping the above in view. Sometimes, discussions are also held with the State Governments and Ministries/Departments of the Government of India with a view to arrive at the final decision. Since such State Legislations are examined in consultation with various Central Ministries/Departments and the concerned State Governments, it is difficult to fix a time frame for their approval.
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